

**THE MINUTES OF THE HOUSE STANDING COMMITTEE
ON
JUDICIARY**

Wednesday, May 17, 2006

10:30 a.m.

Room 308 House Office Building

The House Standing Committee on Judiciary was called to order by **Representative William Van Regenmorter**, Chair.

MEMBERS PRESENT: Representatives Van Regenmorter, Schuitmaker, Newell, Nofs, Stakoe, Elsenheimer, Jones, David Law, Rocca, Lipsey, Condino, Adamini, Bieda and Virgil Smith.

MEMBER ABSENT: Representative McConico.

Representative Rocca moved to adopt the minutes of the **May 10, 2006** meeting. The motion was supported by **Representative Condino**. There being no objection, the motion prevailed by unanimous consent.

Chairman Van Regenmorter laid **HB 5968** before the committee:

HB 5968	Schuitmaker	Criminal procedure; sentencing; deferral of certain domestic violence proceedings; prohibit under certain circumstances.
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TESTIMONY

Representative Schuitmaker, sponsor of HB 5968, explained her bill to the committee.

Chairman Van Regenmorter laid **HB 5719** before the committee:

HB 5719	Caul	Crimes; other; prohibition on sale or possession of firefighter or emergency medical service providers uniforms, patches, and badges; provide for.
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TESTIMONY

Representative Caul, sponsor of HB 5719, explained his bill to the committee.

Melissa Bourke, representing the Michigan Professional Fire Fighters Union, submitted a card in support of the bill and did not wish to speak.

Erin Clark, representing the Michigan Association of Ambulance Services, submitted a card in support of the bill with a substitute and did not wish to speak.

Chairman Van Regenmorter laid **SB 1115** before the committee:

SB 1115	George	Law enforcement; reports; website disclosure referencing methamphetamine sites and certain cleanup procedures; require.
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TESTIMONY

Jill Costello, from Senator George's office, testified in support of the bill.

Curtis Hertel, Jr., representing the Michigan Department of Community Health, submitted a card in support of the bill and did not wish to speak.

Brian Westrin, representing the Michigan Association of Realtors, submitted a card in support of the bill and did not wish to speak.

Chairman Van Regenmorter laid **SB 1119** before the committee:

SB 1119	Van Woerkom	Civil procedure; civil actions; action against persons who publish on the internet information on production or manufacturing of methamphetamine; provide for.
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No testimony was given on **SB 1119**.

Chairman Van Regenmorter laid **SB 817** and **SB 816** before the committee:

SB 817	Gilbert	Criminal procedure; sentencing guidelines; sentencing guidelines for crime of using or tampering with marine safety device causing death; enact.
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SB 816	Kuipers	Crimes; public safety; unlawfully using or tampering with a marine safety device resulting in death; prohibit and provide penalty.
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TESTIMONY

Vicki Cech, representing the Great Lakes Beach and Pier Safety Task Force, testified and submitted written testimony in support of SB 816 and SB 817.

Bob Pratt, representing the East Lansing Fire Department, testified in support of SB 816 and SB 817.

Greg Zarotney, representing the Michigan State Police, submitted a card in support of SB 816 and did not wish to speak.

David Newman, representing the Michigan Department of Corrections, submitted a card indicating neutrality on SB 817 and did not wish to speak.

The committee returned to the consideration of **HB 5719**.

Representative Jones moved to adopt the substitute (**H-1**) to **HB 5719**. The motion was supported by **Representative Condino**.

The motion prevailed by a vote of **13-0-0**.

FAVORABLE ROLL CALL:

Yeas: Representatives Van Regenmorter, Schuitmaker, Newell, Nofs, Stakoe, Elsenheimer, Jones, David Law, Rocca, Lipsey, Condino, Adamini and Bieda,

Nays: None,

Pass: None.

Representative Jones moved to report **HB 5719** with recommendation, as substitute (**H-1**). The motion supported by **Representative Schuitmaker**.

The motion prevailed by a vote of **13-0-0**.

FAVORABLE ROLL CALL:

Yeas: Representatives Van Regenmorter, Schuitmaker, Newell, Nofs, Stakoe, Elsenheimer, Jones, David Law, Rocca, Lipsey, Condino, Adamini and Bieda,

Nays: None,

Pass: None.

The committee returned to the consideration of **SB 1115**.

Representative Jones moved to adopt the substitute (**H-2**) to **SB 1115**. The motion was supported by **Representative Bieda**.

The motion prevailed by a vote of **13-0-0**.

FAVORABLE ROLL CALL:

Yeas: Representatives Van Regenmorter, Schuitmaker, Newell, Nofs, Stakoe, Elsenheimer, Jones, David Law, Rocca, Lipsey, Condino, Adamini and Bieda,

Nays: None,

Pass: None.

Representative Newell moved to report **SB 1115** with recommendation, as substitute (**H-2**). The motion was supported by **Representative Jones**.

The motion prevailed by a vote of **13-0-0**.

FAVORABLE ROLL CALL:

Yeas: Representatives Van Regenmorter, Schuitmaker, Newell, Nofs, Stakoe, Elsenheimer, Jones, David Law, Rocca, Lipsey, Condino, Adamini and Bieda,

Nays: None,

Pass: None.

The committee returned to the consideration of **SB 1119**.

Chairman Van Regenmorter offered the following amendment:

1. Amend page 2, following line 17, by inserting:
“Enacting section 1. This amendatory act takes effect October 1, 2006.”.

Representative Newell moved to adopt the amendment. The motion was supported by **Representative Jones**.

The motion prevailed by a vote of **12-0-0**.

FAVORABLE ROLL CALL:

Yeas: Representatives Van Regenmorter, Schuitmaker, Newell, Nofs, Stakoe, Elsenheimer, Jones, David Law, Rocca, Lipsey, Adamini and Bieda,

Nays: None,

Pass: None.

Representative Stakoe moved to report **SB 1119**, as amended. The motion was supported by **Representative Condino**.

The motion prevailed by a vote **13-0-0**.

FAVORABLE ROLL CALL:

Yeas: Representatives Van Regenmorter, Schuitmaker, Newell, Nofs, Stakoe, Elsenheimer, Jones, David Law, Rocca, Lipsey, Condino, Adamini and Bieda,

Nays: None,

Pass: None.

The committee returned to the consideration of **SB 816**.

Chairman Van Regenmorter offered the following amendment:

1. Amend page 2, following line 22, by inserting:
“Enacting section 1. This amendatory act takes effect July 1, 2006.”.

Representative Jones moved to adopt the amendment. The motion was supported by **Representative Schuitmaker**.

The motion prevailed by a vote of **13-0-0**.

FAVORABLE ROLL CALL:

Yeas: Representatives Van Regenmorter, Schuitmaker, Newell, Nofs, Stakoe, Elsenheimer, Jones, David Law, Rocca, Lipsey, Condino, Adamini and Bieda,

Nays: None,

Pass: None.

Representative Jones moved to report **SB 816** with recommendation, as amended. The motion was supported by **Representative Bieda**.

The motion prevailed by a vote of **13-0-0**.

FAVORABLE ROLL CALL:

Yeas: Representatives Van Regenmorter, Schuitmaker, Newell, Nofs, Stakoe, Elsenheimer, Jones, David Law, Rocca, Lipsey, Condino, Adamini and Bieda,

Nays: None,

Pass: None.

The committee returned to the consideration of **SB 817**.

Representative Stakoe moved to adopt the substitute **(H-2)** to **SB 817**. The motion was supported by **Representative Newell**.

The motion prevailed by a vote of **13-0-0**.

FAVORABLE ROLL CALL:

Yeas: Representatives Van Regenmorter, Schuitmaker, Newell, Nofs, Stakoe, Elsenheimer, Jones, David Law, Rocca, Lipsey, Condino, Adamini and Bieda,

Nays: None,

Pass: None.

Representative Condino moved to report **SB 817** with recommendation, as substitute **(H-2)**. The motion was supported by **Representative Stakoe**.

The motion prevailed by a vote of **13-0-0**.

FAVORABLE ROLL CALL:

Yeas: Representatives Van Regenmorter, Schuitmaker, Newell, Nofs, Stakoe, Elsenheimer, Jones, David Law, Rocca, Lipsey, Condino, Adamini and Bieda,

Nays: None,

Pass: None.

The committee returned to the consideration of **HB 5968**.

Representative Condino moved to adopt the substitute **(H-1)** to **HB 5968**. The motion was supported by **Representative Elsenheimer**.

The motion prevailed by vote of **13-0-0**.

FAVORABLE ROLL CALL:

Yeas: Representatives Van Regenmorter, Schuitmaker, Newell, Nofs, Stakoe, Elsenheimer, Jones, David Law, Rocca, Lipsey, Condino, Adamini and Bieda,

Nays: None,

Pass: None.

Representative Condino moved to report **HB 5968** with recommendation, as substitute **(H-1)**. The motion was supported by **Representative Jones**.

The motion prevailed by a vote of **13-0-0**.

FAVORABLE ROLL CALL:

Yeas: Representatives Van Regenmorter, Schuitmaker, Newell, Nofs, Stakoe, Elsenheimer, Jones, David Law, Rocca, Lipsey, Condino, Adamini and Bieda,

Nays: None,

Pass: None.

Chairman Van Regenmorter laid **HB 5969** before the committee.

HB 5969 Robertson Corrections; other; delegation of rule-making authority; revise condition of rescission of delegation.

Representative Newell moved to report **HB 5969** with recommendation. The motion was supported by **Representative Condino**.

The motion prevailed by a vote of **13-0-0**.

FAVORABLE ROLL CALL:

Yeas: Representatives Van Regenmorter, Schuitmaker, Newell, Nofs, Stakoe, Elsenheimer, Jones, David Law, Rocca, Lipsey, Condino, Adamini and Bieda,

Nays: None,

Pass: None.

There being no further business to come before the committee, the Chair adjourned the meeting at 11:16 a.m.

Representative William Van Regenmorter, Chair
House Standing Committee on Judiciary

Malika Abdur-Rashid

Committee Clerk

517-373-7256

46 Minutes